Application Serial No.: 10/045,064 Attorney Docket No. 042846-0313079 Petition to Revive Under 37 C.F.R. 1.137(b)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANTS: James Patrick Confirmation No.: 1778

GOODWIN et al.

SERIAL NUMBER: 10/045,064 EXAMINER: Samuel G. Rimmel

FILING DATE: January 15, 2002 ART UNIT: 2164

FOR : SYSTEM AND METHOD FOR PROCESSING DATA IN A DISTRIBUTED

ARCHITECTURE

Mail Stop Petition
Commissioner for Patents
P.O. Box 1450

Alexandria, VA, 22313-1450

PETITION TO REVIVE UNDER 37 C.F.R. 1.137(b)

Dear Sir

Pursuant to 37 C.F.R. 1.137(b), the applicant, through the undersigned representative, hereby requests revival of U.S. Patent Application No 10/045,064.

The Notice of Allowance mailed July 3, 2006 was not mailed to the address indicated by Applicants in the Revocation and New Power of Altorney filed January 11, 2005. Instead, the Notice of Allowance as mailed to the address of Applicants' previous representative (as provided in the Change of Address filed May 14, 2002).

Consequently, Applicants did not become aware that the Notice of Allowance had been issued until after the due date for payment of the issue fee.

Applicants submit that the entire delay in filing the required reply from the due date for the payment of the issue fee (from the Notice of Allowance mailed July 3, 2006) until the filing of a grantable petition pursuant to 37 C.F.R. 1.137(b) was unintentional.

This petition is accompanied by (1) the issue fee, and (2) the petition fee required by 37 C.F.R. § 1.17(m). The Commissioner is hereby authorized to charge the required petition fee of \$1,500 to Deposit Account No. 033975 (Ref. No. 042846-0313079). The Commissioner is also hereby authorized to charge any additional fees required to Deposit Account No. 033975 (Ref. No. 042846-0313079).

In view of the foregoing, Applicant respectfully requests that the present petition

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be granted, that the issue fee be accepted, and that the allowed application proceed to issue. Should the Commissioner have any questions or concerns regarding this petition, the undersigned may be contacted at the number provided below.

Date: January 5, 2007

Respectfully submitted,

Bv

D. Benjamin Esplin Registration No. 58,297

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